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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/149,650	09/08/1998	JARED SCHUTZ POLIS	PROFLOWERS-P	5293
28710	7590	08/19/2011	EXAMINER	
PETER K. TRZYNA, ESQ.			MONFELDT, SARAH M	
P O BOX 7131			ART UNIT	PAPER NUMBER
CHICAGO, IL 60680			3694	
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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AUG 18 2011

PETER K. TRZYNA, ESQ.
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CHICAGO IL 60680

In re Application of	:	
JARED SCHUTZ POLIZ	:	DECISION ON PETITION
Application No. 09/149,650	:	UNDER 37 CFR §1.181
Filed: September 8, 1998	:	
For: COMPUTERIZED CONTROL SYSTEM	:	
LOCATED AT AN ORDER CENTER FOR	:	
SHIPPING PRODUCT FROM A REMOTELY	:	
LOCATED DISTRIBUTION CENTER	:	

This is a decision on applicants' petition under 37 CFR 1.181 filed on March 1, 2006 requesting an action to advance prosecution in the instant application.

The petition is **DISMISSED AS MOOT**.

The record reflects that a notice of allowance was mailed on July 1, 2004. Applicant filed an amendment under 37 CFR 1.312 on August 26, 2005 to include an amendment to claims 37 and 48, a petition to change the inventor's name along with supporting documentations, and a substitute specification. Applicant then filed the instant petition on March 1, 2006. A notice of withdrawal from issue branch was mailed on March 15, 2006, followed by a non-final Office action mailed on June 26, 2006. Applicant filed a response on August 22, 2006. Another non-final Office action was mailed on July 5, 2007 followed by a notice of appeal filed on January 2, 2008 and an appeal brief filed on June 2, 2008. A second appeal brief was filed on July 28, 2008 in response to a notice of defective appeal brief mailed on July 16, 2008. Another non-final Office action was mailed on October 10, 2008 responsive to the appeal brief of July 16, 2008. Applicant filed an amendment on April 10, 2009, then a letter requesting suspension of action on July 20, 2009. Applicant filed another amendment on January 6, 2010. A final Office action was mailed on May 13, 2010. In response applicant filed an amendment and a request for continued examination on November 15, 2010.

In view of the fact that prosecution was opened with the notice of withdrawal from issue branch dated March 15, 2006 and examination has continued since then, applicant's request to advance the prosecution is considered moot.

Inquiries related to this decision may be directed to Quality Assurance Specialist Lanna Mai at (571) 272-6867.



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lm: 8/2/11

LM